

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q90549

Nobuaki KUSHIDA, et al.

Appln. No.: 10/551,417

Group Art Unit: 1625

Confirmation No.: 3997

Examiner: Charanjit AULAKH

Filed: September 30, 2005

For: NOVEL PHYSIOLOGICALLY ACTIVE SUBSTANCES PF127OA, B AND C
SUBSTANCES

STATEMENT OF SUBSTANCE OF INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please review and enter the following remarks summarizing the interview conducted on
December 18, 2008:

REMARKS

An Examiner's Interview Summary Record (PTO-413) was attached with the
Supplemental Notice of Allowability dated December 22, 2008.

During the interview, the following was discussed.

1. Brief description of exhibits or demonstration: None.
2. Identification of claims discussed: 5.
3. Identification of art discussed: None.
4. Identification of principal proposed amendments: Amend claim 5 to delete "the strain" after "culturing."
5. Brief Identification of principal arguments: *P. waksmanii* is not a strain.

Statement of Substance of Interview
U.S. application No.: 10/551,417

Atty Docket: Q90549

6. Indication of other pertinent matters discussed: None.

7. Results of Interview: agreement was reached.

It is respectfully submitted that the instant STATEMENT OF SUBSTANCE OF INTERVIEW complies with the requirements of 37 C.F.R. §§1.2 and 1.133 and MPEP §713.04.

It is believed that no petition or fee is required. However, if the USPTO deems otherwise, Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this case, and any required fee, except for the Issue Fee, for such extension is to be charged to Deposit Account No. 19-4880.

Respectfully submitted,

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON DC SUGHRUE/265550

65565

CUSTOMER NUMBER

Date: January 12, 2009

/Susan J. Mack/

Susan J. Mack
Registration No. 30,951